

# THE WEEKLY REPUBLICAN

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## JURY GIVES \$7,500 TO BESSIE FRETZ

Noted Damage Suit Ends With Exactly the Same Verdict as When Heard in December 1907--May Be Another Appeal.

The jury in the case of Bessie Fretz against the Chicago and Erie Railroad Co., rendered their verdict Saturday night, giving Mrs. Fretz \$7500 damages for her injuries. The verdict reads as follows:

In the Marshall Circuit Court February Term, 1911.

Bessie Fretz vs. The Chicago & Erie Railroad Company.

We, the jury in the above entitled cause find for the plaintiff and assess her damages at the sum of seven thousand five hundred dollars (\$7500.00).

Willis W. Thorburg, Foreman

In their answer to a large number of interrogatories the jury found that Bessie Huffman Fretz was injured at the crossing of the Chicago & Erie Railroad Co., and the public highway running east and west about three quarters of a mile southeast of Leiters Ford on April 14, 1906, at about ten o'clock P. M. She was a time in a one-horse rubber tired top buggy on her way from Leiters Ford to Rochester with R. B. Fretz. The train which struck the buggy was a freight, running at about 25 miles per hour. The engine did not whistle nor ring the bell as a warning for the crossing, and this was the basis of the damage suit.

The jury went out about five o'clock and brought in their verdict at about nine o'clock. Special Judge Logan went to the court house, received the verdict and discharged the jury.

The verdict is exactly the same as that rendered at the first trial of the case in December, 1907. The railroad company appealed to the appellate court alleging that there was a mistake made in the instruction to the jury which said they could give damages for the feelings of the plaintiff as she was dragged by the train for about an eighth of a mile. The evidence showed that she was unconscious at the time and could not have known anything about it.

This the court said was error and they sent the case back with instructions to grant a new trial. The new trial has been held, after a delay of over three years and gives exactly the same result as before. The railroad company will probably appeal the case again.

### On Hunting Trip.

Wm F. Ormond, Dr. C. V. Reynolds, J. Lott Losey, Clifford Burkett of this city and Roy Williams of Marion left Monday for Banis Bridge along the Kankakee river where they will spend the next week or ten days duck hunting. Welcome Harry of Counts will probably join them for a couple of days.

### Prof. Chase Improving

Prof. R. A. Chase who has been ill for several weeks has been slowly improving. His attending physician Dr. Loring, concluded to call a specialist from Chicago, and called Prof. Chas. L. Mix of the Northwestern Medical College to see him last Saturday. Prof. Mix thinks his condition is favorable and that Prof. Chase will gradually recover his lost strength.

### Warsaw Will Vote.

Warsaw has about completed the work of getting signatures to a petition for a local option election. The petition will be presented to the next meeting of the board of commissioners.

### Successful Sale.

The big sale of George Lemler's was well attended. Everything went off like hot cakes on a winter morning. The sale was held in four hours by the popular auctioneers, Steiner and Williams, of this city.

George Lemler will begin moving this week from his farm near Prossy

### Buy at Home When Possible

One of the most notable facts connected with a country newspaper of today is the large increase in the amount of local advertising. The change has taken place gradually, and has been marked especially during the last year or two. It is highly significant, and an inquiry as to the cause of it is of great profit, not only to those in the newspaper business, but to every business man and citizen of our town as well. The change, in brief, means the local merchants have found it necessary to call attention to their goods because of the immense competition they face, the most deadly element of which is that from the great stores of the large cities. These great establishments advertise their wares most lavishly, and the metropolitan newspapers which contain their advertisements are distributed over the country, some one paper of which enters nearly every home. The result is that these metropolitan establishments have built up an immense mail trade. In our town, and indeed in of the towns hereabouts, there is no occasion for this out-of-town buy. The duty of citizens in the matter is plain, and where other things are equal support should be given our home local dealers. Our merchants have invested their capital, have erected buildings, which are the pride of the town and have established concerns which are almost metropolitan in character. They have built up our little city, and it is only a fair return that they have the city's trade, to trade otherwise, even in the line of small purchases which are great in the aggregate, is to invite the decline of property values at home.

### Auditor Appoints Assessor.

Auditor C. M. Walker Saturday appointed Franklin M. Kyser assessor of West township, to fill the vacancy caused by the death of Benjamin F. Moore. The law of 1891 gave the auditor the power to appoint in such a case.

Mr. Kyser is a representative farmer, about fifty-five years old and his appointment was requested by a number of leading citizens of the township.

## SATURDAY CLUB HAS GOOD MEETING

### MRS. LUTHER CRESSNER CONDUCTS STUDY OF SOUTHERN AUTHORS—MRS. WM O'KEEFE TALKS OF ST. JOHNS RIVER

The Saturday Club held a very interesting meeting last Saturday at the home of Mrs. Preston.

Mrs. Cressner conducted a study of Southern Writers. Some of those mentioned are George Cable, F. Hopkinson Smith, Poe, Chas. Egber Craddock, Sidney Lanier and Henry Timrod. She showed that the South through great adversity had made a valuable contribution to our nation's literature.

Mrs. Wm. O'Keefe read some selections about the St. Johns River in Florida. She described a trip in the river boats with their romantic captains, the majesty of the river and the favorite pastime of the tourists, the watching for alligators.

Mrs. O'Keefe had spent some time in the South several years ago and she had a number of souvenirs to show the club ladies.

The club is planning to have two red letter days in March. Mrs. Wood, of South Bend, former Louise Meyer, a teacher in Plymouth High School about 18 years ago, will give a talk on "Sakesporean versus Modern Drama" at a special meeting to be held at Mrs. Blain's March 11.

Miss Niblack, of Indianapolis, will give an illustrated lecture on "Japanese Art" the latter part of March.

### Many Enjoy Supper.

The Washington supper at the Methodist church last evening was a big success. The tables were filled early, a delicious meal being served to all, except late comers. Mr. John Staley had planned a little surprise on the ladies and would have carried it out but for the vigilance of the Republican's wide awake reporters who discovered the plot and not knowing it was intended as a surprise, put it in the paper. It was this: The ladies had for long years served their big suppers with the aid of a small gasoline stove. Mr. Staley had the gas stove removed and

## CO. COUNCIL WILL NOT PAY GAME WARDEN

### IN MAKING APPROPRIATIONS FOR COUNTY PURPOSES \$200 ASKED FOR STATE OFFICER WAS REFUSED

## ALLOWANCES MADE

### Forty-four Plymouth Citizens Petition For Bridge at Brownlee Crossing—All Members are Present.

The County Council called in special session yesterday and today decided this afternoon on the following allowances:

For the expense of Clerk's office salary & supplies	1220.00
For the expense of the Treasurer's office	420.00
For the expense of Sheriff's office, Salary & Supplies	1015.95
For the expense of Surveyor's office	35.60
For the expense of Superintendent's office	35.00
For the expense of Assessor's office	30.00
For the expense of Truant Officer	10.00
For Leroy Vance, Ditch	1100.00
For Yantiss Ditch Arch.	400.00
For Bridge over Tucker Ditch County Line	1250.00
For Bridge over Tucked Ditch County Line (No. 2)	1250.00
For Bridge Repairs	1000.00
For taxes erroneously paid and refunded	300.00
For Treasurer's 6 per cent fee delinquent collections	1000.00

When it came to the item of \$20 for expenses of the game warden of the state the council "kicked" and kicked hard. They declared that they did not believe in the law, and if the state game warden ever got his \$20 he would have to get it at the end of a mandate suit. This item of expense was, therefore, omitted from the list as asked for by the auditor in his call for the meeting of the council.

The law is that the state game warden is to receive compensation for the destruction of every net or spear taken from unlawful users. A number of these have from time to time been captured and destroyed and a bill of \$200 has been made according to the law. Just what the game warden will do about the matter remains to be seen.

This afternoon Judge Hess presented a petition of forty-four of the business men of Plymouth, asking for a bridge at the old Brownlee crossing. This bridge has been out of use, except for footmen, for a long time and another structure is badly needed there.

It is most probable that when the bridge is put in, the Michigan street bridge will be taken for that purpose and a new cement bridge will be made over Michigan street. This action is what has been wanted for a long time by the citizens here and will greatly please them if done.

Every member of the new county council was present. They are the following: E. F. Umbaugh, president Chas. Pritsch, Ben Snyder, Wm Weissert, Jonas Romig, Chas. Keber and J. M. Greer, Sec'y.

### Party to the "Old Boys and Girls."

Dr. and Mrs. G. F. Hitchcock entertained the Bon Ton Girls and the Blue Ribbon Boys at their home Thursday evening. The Bon Tons and Blue Ribbons were organizations dating back to their high school days when the members were in their teens. Only a few of the original Bon Tons and Blue Ribbons are left in Plymouth today but those who were here had a good time. They played whist, laughed over the old jokes, did justice to an excellent two course luncheon and made merry generally.

Those present were: Messrs. Arthur O'Keefe, Harry Hoham, Fred Wenzler, Herbert Gibson, Floyd Bunnell, Mrs. Mary Brown, Miss Dora Capron, Messrs. Lott Losey and John Southworth. Mr. and Mrs. Chas. Brown, of Detroit.

### Farewell to Mrs. Richards

About forty members of the Philadelphia, a Presbyterian Sunday School class met at the home of Mrs. A. C. Hume, Thursday evening as a sort of a farewell to Mrs. Ed Richards who is soon to leave for her new home in Sullivan, Ind. Mrs. Richards has been a member of this class for five years and they are very sorry to lose her. As a token of their friendship they presented her a very beautiful print of one of the modern Madonnas. At the close of the gathering all sang together, "God be with you till we meet again."

### Soon to Move Away.

Mrs. Ed Richards and family are soon to follow Mr. Richards to their new home in Sullivan, Ind. Mr. Richards has been there for some time but Mrs. Richards remained here until they could find a house. The house is now ready and they will move next week. Mr. Richards will be home over Sunday next. Mr. Richards and his son-in-law, Chester Lozier, have started a Creamery there. Mr. Lozier is a practical Creamery man and Mr. Richards has been in the Cold Storage here with Mr. Swindel.

### Surprise on Hagers

About fifty neighbors of Mr. and Mrs. Fred Hager gave them a surprise at their home in the country. They brought their own refreshments with them and a big spread it made when the tables were all ready to sit down to. The evening was spent in music, games and dancing. Mr. and Mrs. Hager are soon to move into their fine new home across from the Fair Grounds. Their farm will be for rent.

### Somewhat Puzzled

The boys are having a little fun with Dr. Knott today. They want to know whether he is Knott Grandpa or Grandpa Knott. A little girl was born Thursday in the Knott household, the daughter of Mr. and Mrs. Harry Knott. Harry Knott is attending Medical College in Chicago but came home to meet his little new daughter.

## OPTION ELECTION IN POLK TOWNSHIP

### PETITION IS FILED BY 214 VOTERS AND WILL BE ACTED ON BY NEXT MEETING OF BOARD OF COUNTY COMMISSIONERS.

Dr. A. A. Thompson and 213 others filed Monday in the auditor's office a petition for a local option election in Polk township. The petition is short, and in the form provided by the new option law. There were 403 votes cast in the last election in Polk township.

### New Suits Filed.

Lucy E. Lewis vs. Est. Theodore N. Marble for claim disallowed. Christ Kale vs. Chicago, South Bend and Northern Indiana Railroad Company for damages. The case has been changed from the Elkhart Superior Court.

Rettie Parrish vs. Eben Parrish for divorce.

Carrie M. Voght vs. Jacob Vaght for divorce.

John V. Cushman vs. Lucie W. Cushman for divorce.

Nettie Hendricks vs. Winfield Hendricks for divorce.

### Notice to Public Library Subscribers

The Fourth installment of your subscription to the Public Library Fund is now due, March first. It is the plan of the Library Board to begin work as soon as possible and it is earnestly hoped that all public spirited citizens will take an interest in this work and help us, whether your names are on the subscription list or not.

Enroll your names among those who are working for a better Plymouth, that we may have our list complete to put in the corner store of our new Public Library.

C. A. Reeve, President.

W. L. Humrichouser, Sec'y.

### Entertains Neighbors

Mrs. J. R. Losey entertained about twenty ladies, friends and neighbors, at her home Wednesday evening. Most of the guests came masqueraded causing a great deal of merriment by their unusual costumes. While they were at lunch, they were surprised by

## STATE ACCOUNTANTS REPORT ON COUNTY

Condition of Auditor's and Treasurer's Books is Good and the School Fund Accounts are Gone Over From the Beginning.

Accountants Wm A. Hammond and Leonard R. Schrader, who examined several of the county offices here, have made their report and it is on file at the auditor's office for public inspection.

The documents show the conditions found in the auditor's and treasurer's office and in the school funds. A report has also been received on the county farm, but this will not be made public until after the meeting of the board of county commissioners next week, as it was made to the commissioners.

The report on the auditor's office covers the period from Jan. 1, 1908, to Dec. 31, 1909. The only discrepancy noted here is a difference of \$16.10 in the matter of fees collected. This amount Mr. Walker paid to the county Dec. 5, 1910.

As to the conduct of the office the examiners have these things to say: "We find that all claims against the county are required to be itemized and set out in detail and to be verified by the claimant."

"We find that the board of commissioners at the beginning of each term of court compare allowances by the board at the preceding session, with the stubs vouchers and register of warrants drawn by the auditor in payment of such allowances; and that they examine the warrants redeemed by the county treasurer and turned over to the county auditor and for which he claims credit, with the corresponding stubs vouchers and see that such warrants are properly cancelled."

We find that the county auditor draws his warrants as they are allowed, and files them away to be called for by the claimant, and that he endorses on the claim allowed, the number of warrant drawn for its payment. That each month he enters in his "Register of County Orders Redeemed" the orders that have been redeemed during the preceding month. From this register he posts the amounts to the ledger charging the amounts paid to the particular fund out of which it is paid, or the appropriation made for its payment.

We find that the auditor makes a monthly statement showing the receipts, disbursements and balance in each of the funds handled by him. We find that the auditor, clerk, and sheriff each file quarterly reports of fees collected by them, and that the clerk and sheriff are allowed a salary, only the amount collected as fees. They are not required to file an itemized statement showing the amount of fees collected and uncollected, and of the amount uncollected, the amount collectible and the amount uncollectible. All report are verified."

### As to Tax Fractions.

We find that in calculating the tax all fractions are dropped, thus making the total amount of tax on the duplicate to fall short from the amount shown by the proof to the amount of \$6.00 to \$12.00 per township or corporation. We would suggest that in computing the taxes, and in arranging the tax tables, that all the fractions be not dropped, but that where the fraction is more than a half cent an extra cent be added, or the fraction over a half cent be called a cent.

The tax duplicates have not had a cash column on them, and we find that the duplicates in the auditor's office are all footed and checked and all corrections that are made during the year are shown on them. The duplicates given to the Treasurer have not been footed, either as to the valuations or the taxes or the extensions. The settlements have all been made from the Auditor's Duplicates and any errors made in carrying the tax from the Auditor's Duplicates to the Treasurer's Duplicates have not been detected until after the settlements are being made or have been made. This caused a number of errors in taxes to creep into the duplicates which have been corrected by

including all county expenses, ditches bonds, roads, and treasurer's 6 per cent and mileage.

### School Fund Good.

Marshall county has reason to be proud of the condition of her school fund. The experts said that the funds here checked up exactly and were the best they had found in all the counties they had examined.

### Teachers Entertained

Mrs. H. M. Tebay went to Inwood Tuesday to attend a six o'clock dinner to be given by the primary teacher, Miss Lucille Hite, to the teachers of the Inwood schools. Miss Hite is a royal entertainer, so a good time is expected by all who are lucky enough to be teachers in that school.

### Tocettes Meet.

Mr. and Mrs. H. M. Tebay entertained the members of the Tocette Club at Hill's Cafe Thursday evening. The time was spent in dancing and playing whist. The hall was appropriately decorated and the Washington Birthday idea was carried out in the program and the lunch. Mrs. John Baum of Boston was the guest of the club. This was the last meeting of the club before Lent.

### Four Sisters to Meet.

Mrs. Samuel Garn went to South Bend Tuesday to spend a week with her sisters, Mrs. A. G. Altman and Mrs. C. W. Zehner of that city. Mrs. H. T. Wams of Chicago will also be there and the four sisters anticipate a delightful time together.

### York Buys Geller Farm.

E. M. Geller has sold his fine 100 acre farm in Polk township to Watson York of that township. The price paid was \$6,000.

### Back to the Farm

Jacob Hoover who moved into town some time ago, is now moving back to his farm just north of the city.

### Will Open Studio.

Jas. H. Bishop from South Bend came to Plymouth today and will locate here permanently. As soon as he can find suitable rooms he will open a studio for the teaching of piano, organ, voice and harmony.

### WARSAW MAN DIES IN CHICAGO

Mel R. Williams of the Times Succumbs after Long Illness—Well Known in Fraternal Circles

Mel R. Williams, for many years business manager of the Reub Williams and Sons Printing company of Warsaw died Sunday evening in Chicago after suffering for years from a cancerous growth of the face. Mr. Williams was 50 years old and survived by his mother Mrs. Jimma Williams, a widow, and four brothers Logan, Bramwell, George and Paul Williams. He was a charter member of the Elks' lodge and also was a member of the Knights of Pythias lodge of Warsaw. He had a wide acquaintance with newspaper men and politicians throughout the state. The body was brought to Warsaw Monday evening.

### Wise Sticks to Plymouth

Indianapolis, Feb. 28.—Representative Adam E. Wise, of Plymouth, will not move from Indiana at the close of the session of the legislature to take a position as counsel for a corporation in Ohio. Mr. Wise says he has his home and all of his interests in Plymouth and that he is going to stay there.